IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.108 OF 2007

M/s.NYK Line (India) Ltd. ..Applicant

Vs.

M/s.LMJ International Ltd.
& Anr. ..Respondents

...

None for applicant
Mr.Subhodh Desai for Respondent No.1
Mr.A.S.Shitole, A.P.P. for the State

...

CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : FEBRUARY 21, 2007

P.C.

1. The applicant-original accused has preferred this petition for quashing of C.R.No.M-1/2006 registered at Nhava Sheva Police Station.

2. Heard Mr.Subhodh Desai, the learned advocate for the respondent no.1-original complainant. The learned advocate for the respondent no.1-original complainant states that the parties have settled the matter and they have entered into an M.O.U. which is annexed at Exhibit-B to the petition. Mr.Desai states that in view of the said M.O.U.

C.R.No.M-1/2006 be quashed and the property seized by the Investigating Agency be returned to the respondent no.1-complainant.

3. In view of the above statement made on behalf of respondent no.1-original complainant and in view of the decision of the Apex Court in in the case of **B.S.Joshi and another Vs. State of Haryana and another reported in Judgment Today 2003(3) S.C. 277,** C.R.No.M-1/2006 registered at Nhava Sheva Police Station, is quashed. Property seized by the Investigating Agency in the said C.R., be returned to the respondent no.1-original complainant.

4. Application is disposed of.

(V.K.TAHILRAMANI,J)